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6 Attorney for Plaintiff, Robert W. Copple,
7 on behalf of himself and of all others
8 similarly situated

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA

11 ROBERT W. COPPLE,
12 on behalf of himself and of
13 all others similarly situated,

14 Plaintiff,

15 vs.

16 ASTRELLA & RICE, P.C.; BAKER,
17 BURTON & LUNDY, P.C.;
18 ENGSTROM, LIPSCOMB & LACK;
19 GIRARDI & KEESE; J. TYNNAN KELLY;
20 KIESEL, BOUCHER & LARSON, LLP;
21 LIEFF, CABRASER, HEIMANN &
22 BERNSTEIN, LLP; M. BRIAN
23 McMAHON; O'DONNELL & SHAEFFER,
24 LLP; MICHAEL J. PONCE; FRANCIS O.
25 SCARPULLA; and DOUGLAS A.
26 STACEY,

27 Defendants.
28 _____/

Case No. C 05 3961 JSW

**STIPULATION AND ~~REQUEST~~
~~FOR~~ ORDER CONTINUING
HEARING ON MOTION TO
DISMISS AND CONTINUING
CASE MANAGEMENT
CONFERENCE**

1 The parties to the above-named action, through their respective counsel, in order to
2 accommodate the present illness of plaintiff's counsel, hereby stipulate and agree to the
3 following:

4 (a) that the hearing on defendants' pending motion to dismiss, currently set for
5 9:00 a.m. on May 19, 2006, should be continued to 9:00 a.m. on June 9, 2006;

6 (b) that plaintiff's opposition to the motion to dismiss should be made due on
7 May 12, 2006; and

8 (c) that the case management conference herein, presently set for immediately
9 following the hearing on the motion to dismiss on May 19, 2006, should be continued to
10 immediately following the hearing on the motion to dismiss on June 9, 2006.

11 The parties respectfully request that the Court issue its order in accordance with the
12 above-stated stipulation and agreement. The parties are reminded to submit proposed orders with
13 future filings.

DATED: April 27, 2006

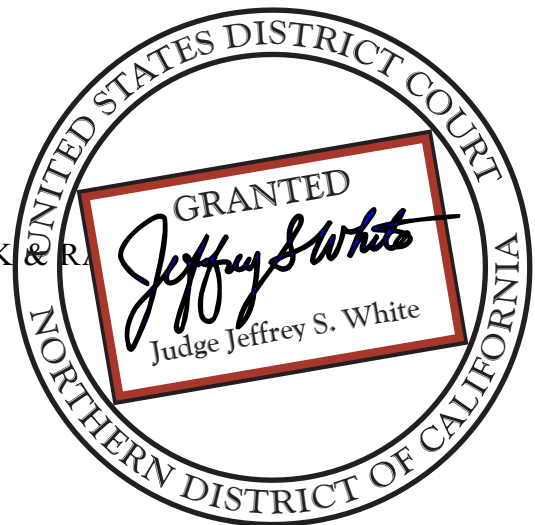
14 /s/ Joseph Wood
15 Joseph Wood

16 Attorney for Plaintiff, Robert W. Copple, on
17 behalf of himself and of all others similarly
situated

18 HOWARD RICE NEMEROVSKI CANADY FALK & RICE

19 /s/ Ethan P. Schulman
20 Ethan P. Schulman

21 Attorneys for Defendants, Astrella & Rice, P.C.;
22 Baker, Burton & Lundy, P.C.; Engstrom, Lipscomb
& Lack; Girardi & Keese; J. Tynan Kelly; Kiesel,
23 Boucher & Larson, LLP; Lieff, Cabraser, Heimann
& Bernstein, LLP; M. Brian McMahon; O'Donnell
& Shaeffer, LLP; Michael J. Ponce; Francis O.
24 Scarpulla; and Douglas A. Stacey



25 May 1, 2006